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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI  
BOYKIN, VALERIE BROWN, RICK  
GONZALES, CYNTHIA GUERRERO,  
RACHEL HUTCHINS, TYRONE  
MERRITT, KELVIN SMITH, SR., and  
KEN STEVENSON, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware  
corporation,

Defendant.

Case No. C 03-2659 SI; C 03-2878 SI

CLASS ACTION

**DECLARATION OF EVE H. CERVANTEZ  
IN SUPPORT OF PLAINTIFFS' REPLY  
RE MOTION *IN LIMINE* NO. 4 TO  
PRECLUDE DEFENDANT'S EXPERT  
MARY BAKER'S ANALYSIS AND  
OPINION CONTROLLING FOR THE  
RACE OF MANAGERS**

Date: March 2, 2007  
Time: 9:00 a.m.  
Place: Courtroom 10, 19th Floor  
Judge: Hon. Susan Illston

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2 I, Eve H. Cervantez, declare as follows:

3 1. I am a member in good standing of the State Bar of California. I am a  
4 partner in the law firm of Altshuler Berzon LLP and one of the counsel for the plaintiffs and class  
5 members in this case. I make this declaration in support of the Plaintiffs' Reply re Motion *in*  
6 *Limine* No. 4 to Preclude Defendant's Expert Mary Baker's Analysis and Opinion Controlling for  
7 the Race of Managers.

8 2. Attached to this Declaration as Exhibit A is a true and correct copy of  
9 excerpts from the September 1, 2006 Rebuttal Report of William T. Bielby, Ph.D.

10 3. Attached to this Declaration as Exhibit B is a true and correct copy of  
11 excerpts from the June 30, 2006 Expert Report of William T. Bielby, Ph.D.

12 I declare under the penalty of perjury under the laws of the United States that the  
13 foregoing is true and correct to the best of my knowledge.

14 Executed at San Francisco, California, this 9th day of February 2007.

15  
16 /s/ Eve H. Cervantez

EVE H. CERVANTEZ  
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